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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/069,088	05/31/2002	Renji Tamura		9097
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Jay H Maioli			FRECH, KARL D	
Cooper & Dunham 1185 Avenue of the Americas			ART UNIT	PAPER NUMBER
New York, NY 10036			2876	
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Please find below and/or attached an Office communication concerning this application or proceeding.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. **Catestates or time raty is a sensibility of the process of \$7.000 or \$1.000 or \$1							
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Raft D Frech 2876		10/069,088	TAMURA, RENJI				
Provide for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extractions of the many be writingful under the provided under the pro	Office Action Summary	Examiner	Art Unit				
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Ederations of three may be available under the provisions of 37 CFR 1.35(a), in no event, however, may a reply be timely filed Ederation of the may be available under the provisions of 37 CFR 1.35(a), in no event, however, may a reply be timely filed Ederation of the may be available under the provisions of 37 CFR 1.35(a), in no event, however, may a reply be timely filed If the period for reply is specified above, the maximum statutory period will apply any pile despire SIX (b) MCNT15 from the making date of the communication. Plants to right of the provision of the maximum statutory period will apply any pile despire SIX (b) MCNT15 from the making date of the communication. Plants to right of the communication are patient term adjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on							
THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provision of 3°CPR 1.136(a). In no event, however, may a righty be timely field after SIX (6) MONTTS from the mailing date of this communication. If the product merely specified below the subminimum of the state of the communication of the provision of the state of the communication of the provision of the state of the	The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the o	correspondence address				
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2a) This action is FINAL. 2b) This action is non-final. 3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4 Claim(s) 1	Status	·	•				
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1. The preliminary amendment filed August 6, 2002 has been entered as paper number 5. Claims 1-45 are pending.

- 2. The lengthy specification has not been checked to the extent necessary to determine the presence of all possible minor errors. Applicant's cooperation is requested in correcting any errors of which applicant may become aware in the specification.
- 3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 4. Claims 2,15,20-45 are rejected under 35 U.S.C. 102(b) as being anticipated by Rust et al 4,825,054. Rust discloses a circuit card encoding (recording) apparatus in which a plurality of IC memory cards are placed in an input hopper (60), passed through the entrance of the encoding apparatus, where the information is read from and written to (transmitted to and from) the card, and then out of the exit of the encoding apparatus into an output stacker (62). See column 4 lines 43+. A plurality of individual encoding apparatus (or modules) are positioned together on a support thus allowing the cards to "rotate" between the individual modules entrance and exit openings. There is disclosed a system controller (90), electrical contacts (106) for enabling transmission of data and a card detection sensor (95). In column 8 lines 3+ it is discussed that the card initializing mechanism is pivotal to contact the card (i.e. biasing).
- 5. Claims 1,3-13 are allowed.

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6. Claims 16-19 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

- 7. The following is a statement of reasons for the indication of allowable subject matter: the prior art of record fails to teach or fairly suggest to one of ordinary skill in the art a the time of the invention the label and window through which a label on a card located inside the apparatus may be seen from the outside of the apparatus.
- 8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Linden 4,827,425 and Lundstrom et al 5,378,884 both disclose chip card initializing mechanisms.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karl D Frech whose telephone number is (571) 272-2390. The examiner can normally be reached on maxi-flex.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael G Lee can be reached on (571) 272-2398. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Karl D Frech Primary Examiner

Art Unit 2876
